

REGULAR SESSION RUSH COUNTY BOARD OF COMMISSIONERS APRIL 9, 2012

The Rush County Board of Commissioners met in regular session, Monday, April 26, 2012 with Commissioners, Tom Barnes, Marvin Cole, Ken Masters, Deborah Adams, Auditor, and Leigh Morning, County Attorney in attendance.

Commissioner Tom Barnes called the meeting to order, Ken Masters made the motion to approve the minutes of the March 26, 2012 meeting as presented. Marvin Cole seconded the motion. Motion carried.

ASSESSOR

Mary Ann Bridges, Assessor, presented two bids received for rolling reassessments. County Attorney Leigh Morning opened the bids:

- Nexus Group \$44,500 over five (5) years. \$222,500
- Tyler Technology \$48,700 over five (5) years. \$243,500

Bridges recommended that the commissioners take the bids under advisement until the next meeting allowing the county attorney to review. Ken Masters made the motion to take the bids under advisement until the next meeting. Marvin Cole seconded the motion. Motion carried.

EMA

Chuck Kemker, EMA Director, reported that he will be participating in tornado exercises in the southern part of the state on April 25, 26, and 27. Kemker will be taking the EMA truck with him.

Kemker also reported that all courthouse office panic alarms have been installed.

COURTHOUSE

Tom Barnes reported that there are now leaks in boiler #2. The leaks in boiler #1 have been completed. Deborah Adams informed the commissioners that this will need to be paid from the Cum Cap Fund. Ken Masters made the motion to precede with the boiler #2 repairs and to pay it out of Cum Cap Dev. Marvin Cole seconded the motion. Motion carried.

Tom Barnes noted that during the next meeting the commissioners will address the contract for maintenance of the courthouse.

EMS

Run reports were reviewed for Rush Memorial Ambulance; Raleigh Fire Dept.; Carthage Vol. Fire Dept., and Anderson Twp. Vol. Fire Dept.

HIGHWAY

Jerry Sitton, Highway Superintendent, submitted the 2011 Annual Certification of Jurisdiction Miles for Rush County. Rush County has increased its 2011 certification of miles by 2.85 miles. Rush County has 761.73 certified miles.

Sitton submitted the March 2012 monthly report for the commissioners to review.

Tom Shannon of RW Armstrong Engineering out of Indianapolis appeared before the commissioners requesting to be placed on the RFP's (request for proposals) Shannon indicated that he has worked with Sitton in the past.

E-911

Nick White, President of the Fire Chief's Association, appeared along with other local fire department fire chief's and personnel, before the commissioners to ask for assistance for narrow rebanding of radios.

Verlin Custer, Raleigh Fire Dept. Fire Chief shared the details of SB345 and its effects on E-911. Custer shared that the state has mandated changes to be made by 2013. The cost of the rebanding to the county would need to be completed by July.

- Anderson \$7,675.00
- Carthage \$3,728.00
- Glenwood \$8,000.00
- Manilla \$19,664.00
- Posey \$4,000 to \$5,000
- Raleigh \$18,918.00
- Rushville \$7,300.00

The cost would need to be paid out of the land/wire E-911 fund and the county will still keep their two (2) PSAP's as of July 1.

Custer did respond that the Community Foundation grants have already been deducted from the departments who received the grants.

The commissioners informed the group that they do not give the OK to spending the money for the rebanding, but that they will recommend it during the Wednesday County Council meeting. Ken Masters made the motion to provide a letter of endorsement to the council. Marvin Cole seconded the motion. Motion carried.

Jeff Sherwood questioned if Glenwood and Manilla Fire Departments were getting any assistance from Fayette County and Shelby County. Custer indicated that the departments were approaching the counties.

Custer will provide final invoices for the commissioners to review.

RIDE RUSH

Ken Masters reported that he had attended the Ride Rush meeting

INDIANA LANDMARKS

Tom Barnes reported on the courthouse tour of the third floor courts that he and J.P. Hall of Indiana Landmarks had in the past two weeks. A comprehensive study will be made and a committee created. The funding for this project will need to come from the private sector.

PUBLIC HEARING VACATE ALLEYWAY ARLINGTON SCHOOL

At 9:30 A.M. a Public Hearing was held to receive public commit on the closing of unimproved alleyways around the former Arlington School in Posey Twp.

Paul Barada, Jr. attorney for Rush County School Corp. who filed the petition informed the commissioners that the petition is to close and vacate is to allow the property to become more marketable.

There was no public commit received against the petition. Marvin Cole made the motion to grant the request and approve Ordinance 2012-4. Ken Masters seconded the motion. Motion carried.

ORDINANCE 2012- 4

AN ORDINANCE VACATING AN ALLEYWAY

WHEREAS, the Rush County School Corporation filed its Petition to Vacate an Alleyway; and

WHEREAS, a public hearing was held on said Petition on April 9, 2012; and

WHEREAS, no person appeared to remonstrate against said Petition;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Rush County, Indiana:

1. The following described alleyways are hereby vacated:
 - a. The unimproved alley running approximately northeast between lot numbers 59 and 60.
 - b. The unimproved alley running approximately southeast between lots 54, 55, 56, and 57 to the south, and lots 48, 47, 46, and 45 to the north.
 - c. The unimproved alley running approximately northeast between lots 55 and 47 to the west and between lots 56 and 46 to the east.
 - d. Portion of Street Vacation:
The unimproved portion of South Street running approximately southeast and being bordered by 62 ½ feet of lot 58 and all of lots 59 and 60 on the north.

2. This Ordinance is effective upon passage.

Adopted this 9th day of April, 2012.

BOARD OF COMMISSIONERS OF
RUSH COUNTY

/s/ Thomas H. Barnes
Thomas H. Barnes

/s/ Marvin L. Cole
Marvin L. Cole

/s/ Ken Masters
Ken Masters

ATTEST:

/s/ Deborah C. Adams
Deborah C. Adams, Auditor

Ken Masters made the motion to close the hearing. Marvin Cole seconded the motion. Motion carried.

PUBLIC HEARING “INDIANA LIFESTOCK FRIENDLY COUNTY”

A Public Hearing was scheduled to be held at 9:30 a.m. Commissioner Tom Barnes read a letter received from Joe Kelsey of I.S.D.A. (Indiana Dept. of Agriculture). The letter stated that the pilot program is being postponed.

Jim Finan, ECDC Director, did speak to those who were in attendance. Finan shared that E.C.D.C. had been approached by the state and that the program was still in infant stages. Finan had nothing much to offer. He shared that the state decided to pull back to reassess it further.

Victoria Foley – Asked Finan to explain “Pilot Program”

Finan – Explained it is a jump start to an initiative program. Pilot is a test

Victoria Foley – What livestock will this involve?

Jim Finan – As per our county ordinance.

Tom Barnes made the final closing statement. Barnes shared that this was a good measuring stick made by the state, involving changes to lifestyle made by citizens of the community. There were many truths and untruths but there would have been transparency.

Ken Masters made the motion to close the hearing. Marvin Cole seconded the motion. Motion carried.

AUDITOR

Deborah Adams, Auditor, received approval for payroll claims submitted for the period ending April 13, 2012 on a motion from Marvin Cole. Ken Masters seconded the motion. Motion carried.

Bi-weekly claims submitted on April 3, 2012 were approved on a motion by Ken Masters. Marvin Coles seconded the motion. Motion carried.

Adams receive a signature on a letter to submit for certification of E-911 financial and vendor information to the state. Marvin Cole made the motion to sign the letter certifying the submission of the information. Ken Masters seconded the motion. Motion carried.

A Surety Bond for Tammy Justice, Circuit Court Reporter was approved on a motion by Marvin Cole. Ken Masters seconded the motion. Motion carried.

Adams reported that AMCO Elevators had performed their annual service test on April 5 and everything was OK.

Both Tom Barnes and Deborah briefly discussed the CEDIT windfall of money received from the state. Adams indicated that the state is still working on the proper distribution for the taxing units.

SHERIFF

Jeff Sherwood, Sheriff, reported forty-two (42) inmates currently incarcerated in the Rush County Jail.

Sherwood made note that a tort claim has been filed against the county and the sheriff.

WIND FARMS

Tom Barnes provided an update on information gathered concerning the possible coming of Wind Farms to Rush County. Barnes began with a February 10 BZA appeal and then continued with an outline of a time line of dates as requested for information from the public.

Barnes stressed that the commissioners are being transparent and not withholding information. Henry County is waiting on information from FAA regarding air strips.

Barnes shared that the commissioner's shall set a date to hold a public hearing. Bill Todd questioned the commissioners as to why a public hearing on a hypothetical. Tom responded that there is a lot of activity.

Ken Masters made the motion to set a public hearing for May 22, at 6:00 pm. The location will be held at either the Laughlin Center or the RCHS Cafeteria. Marvin Cole seconded the motion. Motion carried.

Jim Finan did discuss the three (3) developers who are looking at Rush County. Finan explained that everything centers on changing the flight patterns at Henry County airport. If no changes are made then 70 to 75 wind turbines will come to Rush County, otherwise 30 to 35.

The project manager is Howard Krugar and he will be available to discuss drainage issues, roads, transmission lines.

Victoria Foley asked if the people will benefit other than monetary. Finan responded that not directly.

AREA PLAN

Bill Todd, Area Plan Director, presented the Area Plan Annual Report for the commissioners to review.

HEALTH

The commissioners received the Health Department 2011 Annual Report.

Motion to adjourn was received from Ken Masters. Marvin Cole seconded the motion. Motion carried.

/s/Tom Barnes

Tom Barnes, Chairman

/s/Marvin Cole

Marvin Cole

/s/Ken Masters

Ken Masters

ATTEST:

/s/Deborah C. Adams

Deborah C. Adams, Auditor